

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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MICHAEL BURZO,

Plaintiff,

Civil Action 1:25-cv-02818

v.

(Marutollo, J.)

FRANK BISIGNANO,¹
Commissioner of Social Security,

Defendant.
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STIPULATION AND ORDER FOR REMAND

The parties, through their attorneys, hereby stipulate and agree that this Court reverse and remand the final decision of the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g).

The parties agree that, on remand, the Commissioner will (1) offer Plaintiff the opportunity for a new hearing and (2) issue a new decision.

Therefore, based upon the stipulation of the parties, the final decision of the Commissioner is hereby reversed pursuant to sentence four of 42 U.S.C. § 405(g), and the case is remanded for further proceedings consistent with the parties' stipulation. Further, based on the stipulation of the parties, the Clerk of Court is directed to enter final judgment on the complaint in favor of Plaintiff, reversing the final decision of the Commissioner.

Dated: July 21, 2025

¹ Frank Bisignano became the Commissioner of Social Security on May 6, 2025. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, he should be substituted as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

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Dated: July 21, 2025

SO ORDERED:

Joseph A. Marutollo
JOSEPH A. MARUTOLLO
UNITED STATES DISTRICT JUDGE